

**CHAPTER NO. 73**

**HOUSE BILL NO. 2104**

**By Representative Montgomery**

**Substituted for: Senate Bill No. 2165**

**By Senator Clabough**

AN ACT to authorize Sevier County to conduct nonpartisan school board elections during the county primary election.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Notwithstanding any provision of law to the contrary, beginning with the election for members of boards of education to be held in the year 2002, the Sevier County legislative body may conduct a nonpartisan primary election for members of the school board at the county primary election. If one (1) candidate for a board of education election receives a majority of votes cast in the nonpartisan primary, then such candidate's name shall appear on the ballot in the general election. If no candidate for a board of education election receives a majority of votes cast in the nonpartisan primary, then the two (2) candidates receiving the two (2) highest vote totals shall run against one another in the regular election.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Sevier County. Its approval or nonapproval shall be proclaimed by the presiding officer of Sevier County and certified to the secretary of state.

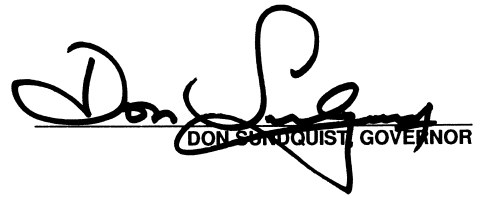
SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.

**PASSED: February 5, 2002**

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 6<sup>th</sup> day of February 2002

  
DON SUNDQUIST, GOVERNOR